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cont.
In re: USSN 07/323,665

cell also being transformed by said second expression vector,
and wherein each said expression vector is autonomously
replicating. *22*

BMJ
Remarks

Claims 16 and 18-26 have been allowed in this case. A notice of allowance was issued on September 6, 1991. In reviewing this case in preparation for payment of the issue fee, it was noted that no method claim was present which was drawn to the use of the cells as generically claimed in claim 16. The only two method claims, 22 and 24, were specifically drawn to the production of FSH by culturing the cells of claim 26 which had separate expression vectors for the alpha and beta subunits. In patent no. 4,923,805, which issued from parent application serial no. 06/696,647, a method claim issued drawn to the production of FSH by culturing cells in which both the alpha and beta subunits are on a single expression vector. As it is possible that the method claims will be very important for the protection of the present invention if the method is practiced abroad and the product imported into the United States, applicant considers it important to have a claim in this case drawn to the production of FSH using the cells as generically defined in claim 16. It

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